

Message Text

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44

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TO AMEMBASSY SANTIAGO

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C O N F I D E N T I A L STATE 128060

VISAS

E.O. 11652: GDS

TAGS: CVIS, SREF, CI

SUBJECT: VISA ELIGIBILITY OF INDIVIDUALS AFFILIATED WITH
MIR

REF: (A) SANTIAGO 1965(NOTAL); (B) SANTIAGO 1173

1. DEPT CONCURS WITH EMBASSY THAT MOVIMIENTO IZQUIERDO
REVOLUCIONARIO (MIR) OF CHILE IS TERRORIST ORGANIZATION
WITHIN MEANING OF SECTION 212(A)(28)(F) OF INA. REF A
SHOWS THAT MIR ADVOCATES, TEACHES AND ENGAGES IN THE
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ACTIVITIES COVERED IN (28)(F)(II) AND (III). REF B, PARA

2(C) FURTHER SHOWS THAT BOTH "SIMPATIZANTES" AND "MILITANTES" OF MIR WOULD BE WELL AWARE OF THE ORGANIZATION'S ADVOCACY OF THESE ACTS. ANYONE AFFILIATED WITH MIR, EITHER AS "SIMPATIZANTE" OR "MILITANTE", THEREFORE WOULD BE INELIGIBLE UNDER (28)(F) BY VIRTUE OF THAT AFFILIATION.

2. AS EMBASSY KNOWS, APPA 22 CFR 41/42.90 NOTE 4.4 REQUIRES THAT ALL FINDINGS OF INELIGIBILITY UNDER (28)(F) BE SUBMITTED TO DEPT FOR SECURITY ADVISORY OPINION BEFORE APPLICANT IS INFORMED. AS IT PERTAINS TO CHILEAN PAROLE PROGRAM, THIS REQUIREMENT SHOULD NOT SIGNIFICANTLY DELAY DECISION ON APPLICATIONS BY REFUGEES/DETAINÉES WHO HAVE

BEEN AFFILIATED WITH MIR. EMBASSY SHOULD CONTINUE TO SUBMIT REPORT IN SUCH CASES USING SAME FORMAT AS IN OTHER CASES INVOLVING SECTION 212(A)(28) EXCLUDABILITY, ADDING "SAO REQUEST - MIR AFFILIATION" TO SUBJECT LINE AND SHOWING MESSAGE FOR VO ACTION AS WELL AS FOR D/HA/ORM. DEPT EXPECTS TO BE ABLE TO CONCUR ROUTINELY AND EXPEDITIOUSLY TO CONSULAR FINDING IN SUCH CASES IF THE REASONS FOR FINDING ARE CLEARLY EXPLAINED IN REPORT.

3. EMBASSY'S PROFILE OF MIR DOES NOT MENTION AFFILIATED ORGANIZATIONS IN CHILE; HOWEVER OTHER RECENT EMBTELS INDICATE THAT FEDERACION DE TRABAJADORES REVOLUCIONARIOS (SANTIAGO 5164), FRENTE ESTUDIANTIL REVOLUCIONARIO (SANTIAGO 3160) AND MOVIMIENTO UNIVERSITARIO DE IZQUIERDA (SANTIAGO 3149) ARE DIRECTLY CONNECTED WITH MIR. PLEASE PROVIDE ANY INFO AVAILABLE TO EMBASSY PERTINENT TO DETERMINATION WHETHER THESE OR ANY OTHER ORGANIZATIONS AFFILIATED WITH MIR ALSO COME WITHIN PURVIEW OF (28)(F).

4. IN VIEW OF THE EVIDENCE OF MIR'S ORGANIZATIONAL TIES WITH ERP, LCR AND JCR IN ARGENTINA, MLN-TUPAMAROS IN URUGUAY, AND ELN IN BOLIVIA, DEPT REQUESTING ADVICE OF THE EMBASSIES IN THOSE COUNTRIES WHETHER THOSE ORGANIZATIONS ALSO COME WITHIN PURVIEW OF (28)(F).

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5. SINCE EMBASSY HAS DETERMINED THAT MIR IS NOT COMMUNIST ORGANIZATION AS SUCH, DEPT CHANGING MIR CLASSIFICATION IN REVISION TO APPA, EXHIBIT I, NOW UNDER PREPARATION, FROM CATEGORY 1 TO CATEGORY 4. SISCO

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